

**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

**FEB 09 2012**

In the Matter of the Application of Mid- )  
Kansas Electric Company, LLC for )  
Approval to Make Certain Changes in its )  
Charges for Electric Service in the )  
Geographic Territory Served by Western )  
Cooperative Electric Association, Inc. )

by  
State Corporation Commission  
of Kansas

Docket No. 12-MKEE-491-RTS

**STAFF OBJECTION TO MID-KANSAS' REQUEST  
FOR AN ORDER WITHIN 90 DAYS**

COMES NOW, the Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission," respectively), and hereby submits this response to the application of Mid-Kansas Electric Company, LLC ("Mid-Kansas") in the above captioned docket. Specifically, in response to Mid-Kansas' request for the Commission to issue an order on the application within ninety (90) days of filing. Staff states as follows:

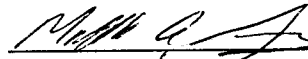
1. Mid-Kansas, Staff and the Citizens' Utility Ratepayer Board ("CURB") filed a joint petition for a waiver of filing requirements on January 3, 2012, which opened this docket. The parties asked the Commission to waive certain filing requirements of K.A.R. 82-1-231 and permit Mid-Kansas to file an application which included a list of supporting documents attached to the petition. The Commission issued an order granting the requested waiver on January 25, 2012.

2. Mid-Kansas filed its application on February 1, 2012. Mid-Kansas requested expedited treatment of its application, requesting an order from the Commission within 90 days of filing. Mid-Kansas discussed proceeding with this application on a schedule of less than 240 days, however, it is not possible for Staff to conduct a review of the application and file testimony, which would enable the Commission to issue an order on or before May 1, 2012.

3. Furthermore, in the event that an evidentiary hearing is necessary, there is no possible way that a schedule could be developed to include hearing dates and a briefing schedule that would enable the Commission to issue a final order on or before May 1, 2012.

WHEREFORE, Staff hereby objects to Mid-Kansas' request for an order to be issued within 90 days of the date of filing of its application and requests the Commission deny such request.

Respectfully Submitted,

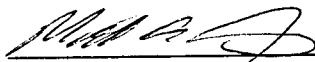


Matthew A. Spurgin, #20470  
Litigation Counsel  
Holly Fisher, #24023  
Litigation Counsel  
Kansas Corporation Commission  
1500 SW Arrowhead Rd.  
Topeka, KS 66604  
785-271-3110  
785-271-3167 fax  
[m.spurgin@kcc.ks.gov](mailto:m.spurgin@kcc.ks.gov)  
[h.fisher@kcc.ks.gov](mailto:h.fisher@kcc.ks.gov)  
Attorneys for Commission Staff

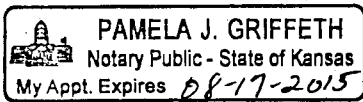
STATE OF KANSAS            )  
  ) ss.  
COUNTY OF SHAWNEE    )

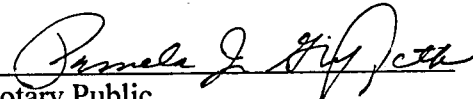
**VERIFICATION**

Matthew A. Spurgin, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas, that he has read and is familiar with the foregoing *Staff Objection* and that the statements contained therein are true and correct to the best of his knowledge, information and belief.

  
\_\_\_\_\_  
Matthew A. Spurgin, # 20470  
Kansas Corporation Commission of the  
State of Kansas

Subscribed and sworn to before me this 9<sup>th</sup> day of February, 2012.



  
\_\_\_\_\_  
Notary Public

My Appointment Expires: August 17, 2015

**CERTIFICATE OF SERVICE**

12-MKEE-491-RTS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Staff Objection was placed in the United States mail, postage prepaid, or hand-delivered this 9th day of February, 2012, to the following:

NIKI CHRISTOPHER, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
n.christopher@curb.kansas.gov  
\*\*\*Hand Delivered\*\*\*

C. STEVEN RARRICK, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
s.rarrick@curb.kansas.gov  
\*\*\*Hand Delivered\*\*\*

DAVID SPRINGE, CONSUMER COUNSEL  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
d.springe@curb.kansas.gov  
\*\*\*Hand Delivered\*\*\*

HOLLY FISHER, ATTORNEY  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3354  
h.fisher@kcc.ks.gov  
\*\*\*Hand Delivered\*\*\*

MATTHEW SPURGIN, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD ROAD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3167  
m.spurgin@kcc.ks.gov  
\*\*\*Hand Delivered\*\*\*

MARK D. CALCARA, ATTORNEY  
WATKINS CALCARA CHTD.  
1321 MAIN STREET SUITE 300  
PO DRAWER 1110  
GREAT BEND, KS 67530  
Fax: 620-792-2775  
mcalcara@wcrf.com

  
\_\_\_\_\_  
Pamela Griffeth  
Administrative Specialist